

Procurement Policy Board Public Meeting
September 27, 2018

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THE CITY OF NEW YORK
MAYOR'S OFFICE OF CONTRACT SERVICES
PROCUREMENT POLICY BOARD
PUBLIC MEETING

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September 27, 2018
1:35 p.m.

253 Broadway
9th Floor
New York, New York

Julia M. Speros
Court Reporter

Procurement Policy Board Public Meeting
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A P P E A R A N C E S :

Alexandros Hatzakis, Chairing Member
FPWA

Lisa Flores, Member
Comptroller's Office

Sergio Paneque, Appointee
Comptroller's Office

Arva Rice, Member

Dustin Saldarriaga, Member
Office of the Counsel to the Mayor

Procurement Policy Board Public Meeting
September 27, 2018

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A T T E N D E E S :

Dan Symon
MOCS

Isabel Galis-Menendez
New York City Law Department

Christian Stover
Comptroller's Office

Jeremy Watman
New York City Law Department

Victor Olds
MOCS

Michael Smilowitz
MOCS

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PROCEEDINGS

MR. HATZAKIS: All right. I think we'll get started.

Good afternoon and thank you everyone for being here today. I was making a small joke earlier that it seems that PPB meetings always bring us nice weather. (Laughter.) Maybe we should have more and more PPB meetings in the hopes that we have more sunshine and rainbows during the winter season. (Laughter.)

This meeting of the Procurement Policy Board will now come to order. I'd like to ask each member of the Board that's currently present to state his or her name for the record.

And I'll just start; Alexandros Hatzakis, Chairing Member from FPWA.

MR. PANEQUE: Sergio Paneque, member.

MS. FLORES: Lisa Flores, member.

MS. RICE: Arva Rice, member.

MR. SALDARRIAGA: Dustin Saldarriaga, member.

Procurement Policy Board Public Meeting
September 27, 2018

1 MR. HATZAKIS: All right. Thank
2 you. We do have a quorum for this
3 meeting.

4 And I'd now like to invite all
5 others in attendance to also state their
6 name for the record.

7 MR. SYMON: Dan Symon.

8 MS. GALIS-MENENDEZ: Isabel
9 Galis-Menendez.

10 MR. STOVER: Christian Stover.

11 MR. WATMAN: Jeremy Watman
12 (phonetic).

13 MR. OLDS: Victor Olds.

14 MR. SMILOWITZ: Michael Smilowitz.

15 MR. HATZAKIS: Thank you.

16 So the purpose of this meeting today
17 is for the Procurement Policy Board,
18 hereafter referred to as the PPB, to
19 consider the adoption of various changes
20 to the PPB rules.

21 The PPB rule changes under
22 consideration have thus far gone through
23 the requirements of the Citywide
24 Administrative Procedures Act, better
25 known as CAPA. All of the rule changes

1 that are on today's agenda have been
2 publicly noticed, and the City has
3 provided the public an opportunity to
4 comment at a hearing that occurred this
5 summer, July 18, 2018.

6 Copies of all the public comments
7 were transmitted to each member of the
8 PPB. After today's vote by the PPB, the
9 rules that the PPB approves, if any,
10 will become effective on November 5,
11 2018.

12 At this time, I'd like to recognize
13 the Acting Director of the Mayor's
14 Office of Contract Services, Dan Symon,
15 to speak further on the proposed PPB
16 rules.

17 MR. SYMON: Thanks.

18 The PPB proposes a rule change that
19 would effect various aspects of the PPB
20 rules, which I will now describe in
21 greater detail.

22 The proposed rule change would amend
23 Chapter 3 of Title 9 of the Rules of the
24 City of New York to create a new
25 sub-type of small purchase known as the

1 M/WBE Noncompetitive Small Purchase.

2 The M/WBE Noncompetitive Small
3 Purchase mechanism would allow agencies
4 to make purchases of goods and services
5 from M/WBEs in amounts not exceeding
6 \$150,000 without competition.

7 This proposed rule is authorized by
8 Charter Section 311(i)(1), added by
9 Chapter 504 of the 2017 Laws of New
10 York.

11 The proposed rule change would also
12 amend Chapter 1 and Chapter 2 of Title 9
13 of the Rules of the City of New York to
14 escalate the PASSPort enrollment
15 threshold from \$100,000 up to \$250,000.

16 The threshold for enrollment in
17 PASSPort was already increased by the
18 City Council through Local Law 72 of
19 2017, which amended Subsections
20 6-116.(2)(b) and (i) of the New City
21 Administrative Code. This rule change
22 seeks to bring the PPB rules into
23 alignment with the provisions of the
24 Administrative Code.

25 This rule change also seeks to

1 harmonize the use of the terms PASSPort
2 and VENDEX, which describe the City's
3 electronic vender management system.

4 Finally, the proposed rule change
5 would amend Chapter 2 of Title 9 of the
6 Rules of the City of New York to enable
7 the Comptroller to accept reproductions
8 of signatures in lieu of original ink
9 signatures.

10 This change would be consistent with
11 applicable New York laws governing
12 electronic contracts and signatures and
13 current trends favoring increased
14 acceptance of electronic records.

15 The text of these PPB rule changes
16 are featured on the PPB website, and is
17 included in the handout that I
18 distributed at the beginning of this
19 meeting.

20 MR. HATZAKIS: Thank you.

21 I will now include the text of this
22 rule change into the record for this
23 meeting.

24 Is there a member at this time who
25 wishes to make a statement or ask a

Procurement Policy Board Public Meeting
September 27, 2018

1 question on the matter?

2 MS. FLORES: I just want to make a
3 short statement on behalf of the
4 Comptroller's Office.

5 It's a pleasure to have the
6 opportunity to serve as one of the
7 Comptroller's representatives on the
8 PPB, along with Sergio Paneque.

9 We are pleased to be working with
10 the administration on our joint goals of
11 increasing efficiency in the procurement
12 process and adding tools for the City's
13 procurement to hold on to with diversity
14 and increase M/WBE submission.

15 While the PPB rules that are being
16 amended today help the City take a step
17 in the right direction, there is still a
18 lot of work left to do in order to
19 modernize procurement process,
20 (inaudible) transparency, cost
21 effectiveness, and (inaudible) process,
22 and we look forward to working with
23 Administration in achieving those goals.
24 Thank you.

25 MR. HATZAKIS: Any other members at

1 this time that would like to make a
2 statement or ask a question on the
3 matter?

4 (No response.)

5 MR. HATZAKIS: Okay. There being
6 none, is there a member that would like
7 to make a motion to move this matter?

8 MS. RICE: I would like to make a
9 motion to move the matter as presented.

10 MR. HATZAKIS: Thank you. Is there
11 a second member for that motion?

12 MS. FLORES: Second.

13 MR. HATZAKIS: Thank you. I will
14 now ask each member to vote on this
15 item. All in favor to adopt the
16 aforementioned rule changes, please say
17 "Aye".

18 (Chorus of "Ayes".)

19 MR. HATZAKIS: Any opposed?

20 (No response.)

21 MR. HATZAKIS: Any abstentions?

22 (No response.)

23 MR. HATZAKIS: Okay. Let the record
24 show that all members are in favor and
25 this rule is voted into adoption.

Procurement Policy Board Public Meeting
September 27, 2018

1 Since there is no more business
2 before the PPB today, that completes the
3 agenda. Thank you, and this meeting is
4 adjourned.

5 (Time noted: 1:42 p.m.)

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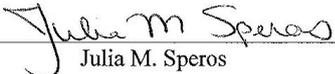
CERTIFICATION

I, JULIA M. SPEROS, a Notary Public for and within the State of New York, do hereby certify:

That the witness whose testimony as herein set forth, was duly sworn by me; and that the within transcript is a true record of the testimony given by said witness.

I further certify that I am not related to any of the parties to this action by blood or marriage, and that I am in no way interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my hand this 27th day of September, 2018.



Julia M. Speros

| | | | | |
|---------------------------------------|-------------------------------------|---|---|--------------------------------|
| \$100000 7:15 | agencies 7:3 | beginning 8:18 | citywide 5:23 | detail 6:21 |
| \$150000 7:6 | agenda 6:1 11:3 | behalf 9:3 | code 7:21,24 | direction 9:17 |
| \$250000 7:15 | alexandros 2:3 4:18 | being 4:5 9:15 10:5 | come 4:14 | director 6:13 |
| 27th 12:19 | alignment 7:23 | better 5:24 | comment 6:4 | distributed 8:18 |
| 311i1 7:8 | allow 7:3 | blood 12:14 | comments 6:6 | diversity 9:13 |
| 61162b 7:20 | along 9:8 | board 1:5 4:14,15 5:17 (4) | competition 7:6 | duly 12:8 |
| 9th 1:14 | already 7:17 | bring 4:7 7:22 | completes 11:2 | during 4:11 |
| abstentions 10:21 | also 5:5 7:11,25 | broadway 1:253 | comptroller 8:7 | dustin 2:8 4:24 |
| accept 8:7 | always 4:7 | business 11:1 | comptroller's 2:5,6 3:6 9:4,7 (5) | each 4:15 6:7 10:14 |
| acceptance 8:14 | am 12:12,15 | c 2:2 | consider 5:19 | earlier 4:6 |
| achieving 9:23 | amend 6:22 7:12 8:5 | capa 5:25 | consideration 5:22 | effect 6:19 |
| act 5:24 | amended 7:19 9:16 | certification 12:2 | consistent 8:10 | effective 6:10 |
| acting 6:13 | amounts 7:5 | certify 12:6,12 | contract 1:4 6:14 | effectiveness 9:21 |
| action 12:14 | applicable 8:11 | chairing 2:3 4:19 | contracts 8:12 | efficiency 9:11 |
| added 7:8 | appointee 2:6 | change 6:18,22 7:11,21,25 8:4,10,22 (8) | copies 6:6 | electronic 8:3,12,14 |
| adding 9:12 | approves 6:9 | changes 5:19,21,25 8:15 10:16 (5) | cost 9:20 | enable 8:6 |
| adjourned 11:4 | arva 2:7 4:23 | chapter 6:23 7:9,12,12 8:5 (5) | council 7:18 | enrollment 7:14,16 |
| administration 9:10,23 | ask 4:15 8:25 10:2,14 (4) | charter 7:8 | counsel 2:9 | escalate 7:14 |
| administrative 5:24 7:21,24 | aspects 6:19 | chorus 10:18 | court 1:20 | everyone 4:5 |
| adopt 10:15 | attendance 5:5 | christian 3:6 5:10 | create 6:24 | exceeding 7:5 |
| adoption 5:19 10:25 | authorized 7:7 | city 1:3 3:5,8 6:2,24 7:13,18,20 8:6 9:16 (10) | current 8:13 | far 5:22 |
| aforementioned 10:16 | aye 10:17 | city's 8:2 9:12 | currently 4:16 | favor 10:15,24 |
| after 6:8 | ayes 10:18 | | dan 3:3 5:7 6:14 | favoring 8:13 |
| afternoon 4:4 | become 6:10 | | day 12:19 | featured 8:16 |
| | before 11:2 | | department 3:5,8 | finally 8:4 |
| | | | describe 6:20 8:2 | |

Procurement Policy Board Public Meeting
September 27, 2018

| | | | | |
|--|--------------------------------|---|--|---|
| floor 1:14 | hereby 12:6 | laughter 4:8,12 | (15) | now 4:14 5:4 6:20 8:21 10:14 (5) |
| flores 2:4 4:22,22 9:2 10:12 (5) | herein 12:8 | law 3:5,8 7:18 | members 9:25 10:24 | occurred 6:4 |
| forth 12:8 | hereunto 12:18 | laws 7:9 8:11 | michael 3:10 5:14 | office 1:4 2:5,6,9 3:6 6:14 9:4 (7) |
| forward 9:22 | hold 9:13 | left 9:18 | mocs 3:3,9,11 | olds 3:9 5:13,13 |
| fpwa 2:3 4:19 | hopes 4:10 | let 10:23 | modernize 9:19 | one 9:6 |
| further 6:15 12:12 | i'd 4:15 5:4 6:12 | lieu 8:8 | more 4:9,9,10 11:1 (4) | opportunity 6:3 9:6 |
| galismenendez 3:4 5:8,9 | inaudible 9:20,21 | like 4:15 5:4 6:12 10:1,6,8 (6) | motion 10:7,9,11 | opposed 10:19 |
| get 4:3 | include 8:21 | lisa 2:4 4:22 | move 10:7,9 | order 4:14 9:18 |
| given 12:10 | included 8:17 | local 7:18 | ms 4:22,23 5:8 9:2 10:8,12 (6) | original 8:8 |
| goals 9:10,23 | increase 9:14 | look 9:22 | mwbe 7:1,2 9:14 | other 9:25 |
| gone 5:22 | increased 7:17 8:13 | lot 9:18 | mwbes 7:5 | others 5:5 |
| good 4:4 | increasing 9:11 | make 7:4 8:25 9:2 10:1,7,8 (6) | my 12:19 | outcome 12:16 |
| goods 7:4 | ink 8:8 | making 4:6 | name 4:17 5:6 | p 2:2,2 |
| governing 8:11 | interested 12:16 | management 8:3 | new 1:3,14,14 3:5,8 6:24,24 7:9,13,20 8:6,11 12:5 (13) | paneque 2:6 4:20,20 9:8 (4) |
| greater 6:21 | into 7:22 8:22 10:25 | marriage 12:15 | nice 4:8 | parties 12:13 |
| hand 12:19 | invite 5:4 | matter 9:1 10:3,7,9 12:17 (5) | no 10:4,20,22 11:1 12:15 (5) | passport 7:14,17 8:1 |
| handout 8:17 | isabel 3:4 5:8 | maybe 4:8 | noncompetitive 7:1,2 | phonetic 5:12 |
| harmonize 8:1 | item 10:15 | mayor 2:9 | none 10:6 | please 10:16 |
| has 6:2 | jeremy 3:7 5:11 | mayor's 1:4 6:13 | notary 12:4 | pleased 9:9 |
| hatzakis 2:3 4:2,19 5:1,15 8:20 9:25 10:5,10,13,19 ,21,23 (13) | joint 9:10 | mechanism 7:3 | noted 11:5 | pleasure 9:5 |
| hearing 6:4 | joke 4:6 | meeting 1:6 4:13 5:3,16 8:19,23 11:3 (7) | noticed 6:2 | pm 1:1 11:5 |
| help 9:16 | julia 1:19 12:4 | meetings 4:7,9 | november 6:10 | policy 1:5 4:14 5:17 |
| her 4:17 | july 6:5 | member 2:3,4,7,8 4:15,19,2 1,22,23,25 6:7 8:24 10:6,11,14 | | ppb 4:7,9 5:18,20,21 |
| hereafter 5:18 | just 4:18 9:2 | | | |
| | known 5:25 6:25 | | | |

| | | | | |
|---|--|------------------------------------|---|-------------------------------|
| 6:8,8,9,15,18,19 7:22 8:15,16 9:8,15 11:2 (17) | referred 5:18 | sergio 2:6 4:20 9:8 | subtype 6:25 | tools 9:12 |
| present 4:16 | related 12:13 | serve 9:6 | summer 6:5 | transcript 12:9 |
| presented 10:9 | reporter 1:20 | services 1:4 6:14 7:4 | sunshine 4:10 | transmitted 6:7 |
| procedures 5:24 | representatives 9:7 | set 12:8,19 | sworn 12:8 | transparency 9:20 |
| proceedings 4:1 | reproductions 8:7 | short 9:3 | symon 3:3 5:7,7 6:14,17 (5) | trends 8:13 |
| process 9:12,19,21 | requirements 5:23 | should 4:9 | system 8:3 | true 12:9 |
| procurement 1:5 4:13 5:17 9:11,13,19 (6) | response 10:4,20,22 | show 10:24 | take 9:16 | under 5:21 |
| proposed 6:15,22 7:7,11 8:4 (5) | rice 2:7 4:23,23 10:8 (4) | signature 12:23 | terms 8:1 | up 7:15 |
| proposes 6:18 | right 4:2 5:1 9:17 | signatures 8:8,9,12 | testimony 12:7,10 | us 4:7 |
| provided 6:3 | rule 5:21,25 6:18,22 7:7,11,21,25 8:4,15,22 10:16,25 (13) | since 11:1 | text 8:15,21 | use 8:1 |
| provisions 7:23 | rules 5:20 6:9,16,20,23 7:13,22 8:6 9:15 (9) | small 4:6 6:25 7:1,2 (4) | thank 4:4 5:1,15 8:20 9:24 10:10,13 11:3 (8) | various 5:19 6:19 |
| public 1:6 6:3,6 12:4 (4) | said 12:10 | smilowitz 3:10 5:14,14 | thanks 6:17 | vender 8:3 |
| publicly 6:2 | saldarriaga 2:8 4:24,25 | speak 6:15 | their 5:5 | vendex 8:2 |
| purchase 6:25 7:1,3 | say 10:16 | speros 1:19 12:4 | these 8:15 | victor 3:9 5:13 |
| purchases 7:4 | season 4:11 | start 4:18 | think 4:2 | vote 6:8 10:14 |
| purpose 5:16 | second 10:11,12 | started 4:3 | those 9:23 | voted 10:25 |
| question 9:1 10:2 | section 7:8 | state 4:16 5:5 12:5 | through 5:22 7:18 | want 9:2 |
| quorum 5:2 | seeks 7:22,25 | statement 8:25 9:3 10:2 | threshold 7:15,16 | watman 3:7 5:11,11 |
| rainbows 4:11 | seems 4:7 | step 9:16 | thus 5:22 | way 12:15 |
| recognize 6:12 | september 1:12 12:19 | still 9:17 | time 6:12 8:24 10:1 11:5 (4) | we'll 4:3 |
| record 4:17 5:6 8:22 10:23 12:10 (5) | | stover 3:6 5:10,10 | title 6:23 7:12 8:5 | weather 4:8 |
| records 8:14 | | submission 9:14 | today 4:5 5:16 9:16 11:2 (4) | website 8:16 |
| | | subsections 7:19 | today's 6:1,8 | whereof 12:18 |
| | | | | which 6:20 7:19 8:2 |
| | | | | while 9:15 |

| | | | | |
|---|--|--|--|--|
| <p>who 8:24</p> <p>whose 12:7</p> <p>will 4:14 6:10,20 8:21 10:13 (5)</p> <p>winter 4:11</p> <p>wishes 8:25</p> <p>within 12:5,9</p> <p>without 7:6</p> <p>witness 12:7,11,18</p> <p>work 9:18</p> <p>working 9:9,22</p> <p>would 6:19,22 7:3,11 8:5,10 10:1,6,8 (9)</p> <p>x 1:2,7</p> <p>york 1:3,14,14 3:5,8 6:24 7:10,13 8:6,11 12:5 (11)</p> <p>504 7:9</p> <p>2017 7:9,19</p> <p>2018 1:12 6:5,11 12:20 (4)</p> | | | | |
|---|--|--|--|--|